

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED

UNITED STATES DISTRICT COURT

for the

Western District of Virginia

APR 13 2015

JULIA Q. DUDLEY, CLERK
BY: 
DEPUTY CLERK

United States of America)

v.)

ARTHUR OUTLAW)

Case No: 4:00-cr-70114-001

USM No: 09082-084

Date of Previous Judgment: 09/20/2011)

(Use Date of Last Amended Judgment if Applicable)

) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 297 months is reduced to 250 months*.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: <u>38</u>	Amended Offense Level: <u>36</u>
Criminal History Category: <u>1</u>	Criminal History Category: <u>1</u>
Previous Guideline Range: <u>235</u> to <u>293</u> months	Amended Guideline Range: <u>188</u> to <u>235</u> months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

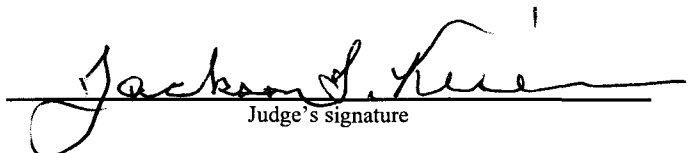
III. ADDITIONAL COMMENTS

*Defendant is sentenced to 188 months, plus 60 months on the 924(c) count, plus 60 days for contempt. Although I commend Defendant for his efforts at rehabilitation, the applicable guidelines do not provide for a sentence below the amended guidelines range. See U.S.S.G. § 1B1.10(b)(2)(A). While I may consider Defendant's post-sentencing conduct, *Pepper v. United States* does not permit a further reduction than the one granted herein.

Except as provided above, all provisions of the judgment dated 09/20/2011 shall remain in effect.

IT IS SO ORDERED.

Order Date: 4-13-15


Judge's signature

Effective Date: 11/01/2015
(if different from order date)

Hon. Jackson L. Kiser, Senior U.S. District Judge
Printed name and title